

## SONNENSCHEIN, NATH &amp; ROSENTHAL LLP

8000 Sears Tower  
 233 S. Wacker Drive  
 Chicago, IL 60606  
 312/876-0200

AMENDMENT IN RESPONSE TO OFFICE ACTION OF 10/30/2006

APPLICANT(S): J. Kuyama, et al. ATTORNEY DOCKET NO.: 09792909-0409  
 SERIAL NO.: 09/656,777 GROUP ART UNIT: 1745  
 DATE FILED: September 7, 2000 EXAMINER: Monique Wills  
 INVENTION: "Positive Electrode Active Material for a Non-Aqueous Electrolyte Cell and Non-Aqueous Electrolyte Cell Using the Same"

Commissioner for Patents  
 P.O. Box 1450, Alexandria, VA 22313-1450

SIR:

Transmitted herewith is an amendment in the above-identified application.

Additional claim fee is required.

The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	(2) CLAIMS REMAINING AFTER AMENDMENT		(4) HIGHEST NO. PREVIOUSLY PAID FOR	(5) PRESENT EXTRA	(6) RATE	(7) ADL FEE
TOTAL CLAIMS		MINUS		-0-	( ) X 25.00 ( ) X 50.00	0.00
INDEP. CLAIMS		MINUS		-0-	( ) X 100.00 ( ) X 200.00	0.00
Application amended to contain any multiple dependent claims not previously paid for.				( ) YES (X) NO	( ) \$180.00 ( ) \$360.00 ONE TIME	
			TOTAL ADDITIONAL FEE FOR THIS AMENDMENT		\$ 0.00	

- Applicant petitions the Commissioner of Patents and Trademarks to extend this time for response to the Office Action dated October 30, 2006 for 3 months so that the period for response is extended to April 30, 2007.
- The Commissioner is hereby authorized to charge Applicant's Attorneys' credit card in the amount of \$ 450.00 to cover the first- and second-month extension fees. Form 2038 is attached.
- Postal money order no. 05753750668 in the amount of \$ 570.00 is attached to cover the third-month extension fee.
- The Commissioner is hereby authorized to charge any additional fees which may be required, or to credit any overpayment to account No. 19-3140. A duplicate of this sheet is enclosed.  
When phoning re this application, please call 312/876-8000 - Ext. 2606.

SONNENSCHEIN NATH & ROSENTHAL LLP

DATE: April 30, 2007

BY Christopher P. Rauch (Reg. No. 45,034)  
 Christopher P. Rauch

08/22/2007 CMA/OK  
 08/22/2007 CMA/OK 00300908 09656777  
 -450.00, JP  
 CERTIFICATE OF MAILING  
 I hereby certify that this correspondence is being deposited as first class mail in an envelope addressed to  
 Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 30, 2007.

Patent Regs  
 08/22/2007  
 0030043963

Credit Card Refund Total: \$450.00

Christopher P. Rauch  
 Christopher P. Rauch

File No.: XXXXXXXXX2000

## Electronic Acknowledgement Receipt

EFS ID:	1936025
Application Number:	09656777
International Application Number:	
Confirmation Number:	1570
<b>Title of Invention:</b> Positive electrode active material for a non-aqueous electrode cell and non-aqueous electrode cell using the same	
First Named Inventor/Applicant Name:	Junji Kuyama
Customer Number:	26263
Filer:	Christopher P Rauch/Barbara Hannon
Filer Authorized By:	Christopher P Rauch
Attorney Docket Number:	09793822-0409
Receipt Date:	03-JUL-2007 07/12/2007 SSANDARA 00000008 09656777
Filing Date:	07-SEP-2000 01 FC:1292 450.00 DP
Time Stamp:	12:59:33
Application Type:	Utility

### Payment information:

Submitted with Payment:	no
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### File Listing:

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part /.zip	Pages (if appl.)
1	Petition for review by the Office of Petitions.	Sony_0409_Pet_Withdraw_Abandonment.pdf	576627	no	16

### Warnings:

07/12/2007

Information:	Total Files Size (in bytes):	576627
<p><b>This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.</b></p>		
<p><b><u>New Applications Under 35 U.S.C. 111</u></b></p>		
<p>If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 508), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.</p>		
<p><b><u>National Stage of an International Application under 35 U.S.C. 371</u></b></p>		
<p>If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.</p>		
<p><b><u>New International Application Filed with the USPTO as a Receiving Office</u></b></p>		
<p>If a new international application is being filed and the international application includes the necessary components for an International filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.</p>		

UNITED STATES PATENT & TRADEMARK OFFICE  
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request:	08/21/06	2 Serial/Patent #	09/656777							
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED							
<input type="checkbox"/> Filing			\$							
<input type="checkbox"/> Amendment			7/3/07	\$						
<input checked="" type="checkbox"/> Extension of Time 1252			08/28/07	\$ 450.00						
<input type="checkbox"/> Notice of Appeal/Appeal			\$							
<input type="checkbox"/> Petition			\$							
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<input type="checkbox"/> Cert of Correction/Terminal Disc.			\$							
<input type="checkbox"/> Maintenance			\$							
<input type="checkbox"/> Assignment			\$							
<input type="checkbox"/> Other			\$							
		7 TOTAL AMOUNT OF REFUND	\$ 450.00							
		8 TO BE REFUNDED BY:								
		<input type="checkbox"/> Treasury Check								
<input type="checkbox"/> Overpayment		<input checked="" type="checkbox"/> Credit Deposit A/C #:								
<input checked="" type="checkbox"/> Duplicate Payment		9 <table border="1"><tr><td>1</td><td>9</td><td>-</td><td>3</td><td>1</td><td>4</td><td>0</td></tr></table>		1	9	-	3	1	4	0
1	9	-	3	1	4	0				
<input type="checkbox"/> No Fee Due (Explanation):		<i>Credit Card</i>								
11 REFUND REQUESTED BY:										
TYPED/PRINTED NAME: Douglas I. Wood		TITLE: Senior Petitions Attorney								
SIGNATURE: /douglas wood/		PHONE: 571-272-3231								
OFFICE: Office of Petitions										
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APPROVED: <i>Chish</i>		DATE: 8/22/07								

Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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